

Amendments to Senate Bill No. 326
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EXHIBIT 4
DATE 3-27-09
SB 326

Requested by Senator Ron Erickson

For the House Human Services Committee

Prepared by Susan Byorth Fox
March 27, 2009 (11:39am)

1. Title, line 9 through line 10.

Strike: "PROTECTING" on line 9 through "CARDHOLDERS;" on line 10

Insert: "PROVIDING FOR REVOCATION OF A CAREGIVER'S REGISTRY
IDENTIFICATION CARD FOR NONCOMPLIANCE;"

2. Page 4, line 12.

Following: line 11

Insert: "(7) The department may revoke a caregiver's registry
identification card for noncompliance with the quantity
limits and provisions of this chapter."

Renumber: subsequent subsections

{ Internal References to 50-46-103:

50-46-201 x 50-46-202 x }

3. Page 4, line 22.

Following: "INCLUDE"

Insert: ": (i) "

Following: "REASONABLE NOTICE"

Insert: ", if any, "

4. Page 4, line 23.

Following: "AUDIT"

Insert: "; (ii) provisions addressing administrative process
and enforcement actions that will be applied to a caregiver
found to be out of compliance with quantity limits specified
in 50-46-201; and

(iii) standards and procedures for revocation of a
caregiver's registry identification card for noncompliance with
the quantity limits and provisions of this chapter"

5. Page 6, line 5 through line 9.

Strike: subsection (8) in its entirety

Renumber: subsequent subsections

- END -

Explanation - These amendments would:

1) Allow DPHHS to conduct inventory audits for caregivers
who have more than five patients. DPHHS would determine by rule
the amount of reasonable notice -- if any -- required before an

audit. A new amendment resulting from the hearing was added to P. 4, line 22, to indicate that there may be times when DPHHS feels notice is not necessary. (Amendment 3)

2) Allow DPHHS to revoke a registry card or take other action against a caregiver who grows or possesses more marijuana than allowed under the law. (Amendment 4)

3) Remove the language about termination of employment, rental agreements, and child custody by striking subsection (8) on P. 6 in its entirety. (Amendment 5)